

CALL TO ORDER

Mayor Bischoff opened the meeting at 7:00 p.m.

“Sunshine Law” Announcement: Adequate notice of this public meeting has been provided by the Annual Notice; mailed electronically to the Hunterdon Democrat and Courier News; posted on the public bulletin board and on file in the Municipal Clerk’s Office.

FLAG SALUTE

ROLL CALL Present: Mr. Severino, Mr. Mazza, Ms. McBride, Mrs. Dziubek, Mr. Bischoff

Absent:

Others Present: J. Peter Jost, Esq., and Ella M. Ruta, Clerk

APPROVAL OF PRIOR MEETING MINUTES

- a. Executive Session Minutes of July 6, 2011

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino		X	X			
Mr. Mazza			X			
Mrs. Dziubek	X		X			
Ms. McBride			X			
Mr. Bischoff			X			

Motion carried

- b. Regular and Executive Session Meeting Minutes of August 3, 2011

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza		X	X			
Mrs. Dziubek	X		X			
Ms. McBride			X			
Mr. Bischoff			X			

Corrections to August 3rd Regular Minutes on page 19 to read under Mrs. Dziubek’s report “matters/issues discussed earlier at the meeting” and remove a duplicate paragraph on the same page.

VISITORS

- a. Bill Meyers – driveway issue. Arrived late.
- b. Pattenburg Rescue Squad – New Ordinance #2011-14. Barbara Sandusky of the Pattenburg Rescue Squad has reviewed the proposed ordinance and it was acceptable to the squad. The ordinance will be introduced tonight by title and a public hearing will be held at the next Committee Meeting on October 5th.

NOTICE

PLEASE TAKE NOTICE that the following Ordinance was adopted on first reading by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, at a meeting held on the 7 day of September 2011. The Ordinance was then ordered to be published according to law. Notice is hereby given that the public hearing on said Ordinance will be held on the 5 day of October 2011, at 7:00 p.m., or as soon thereafter as the matter may be reached, at the Township Municipal Building, 140 Perryville Road, Hampton, New Jersey, at which time all interested parties will be heard.

Ella Malecki Ruta,
Municipal Clerk

ORDINANCE 2011-14

**AN ORDINANCE OF THE TOWNSHIP OF UNION,
HUNTERDON COUNTY, NEW JERSEY
RECOGNIZING THE PATTENBURG RESCUE SQUAD, INC.
AS AN AGENCY OF THE TOWNSHIP OF UNION**

WHEREAS, the Pattenburg Rescue Squad Inc. was duly incorporated as a non-profit corporation of the State of New Jersey on July 12, 1976, and prior to that date supplied rescue and first aid services under the aegis of the Pattenburg Volunteer Fire Company going back to the 1950's; and

WHEREAS, the Constitution and By-Laws of the Pattenburg Rescue Squad Inc. state that the organization was formed for the purpose of rendering aid to the sick, injured, or disabled and to save life regardless of race, color, creed or station in life and to answer all fire calls; and

WHEREAS, the Pattenburg Rescue Squad Inc. has faithfully fulfilled the above described purposes during its entire existence, in service to the residents and visitors of Union Township and nearby communities; and

WHEREAS, the Pattenburg Rescue Squad Inc. has always been located in the Township of Union, Hunterdon County, New Jersey; and

WHEREAS, the Pattenburg Rescue Squad Inc. has been financially supported by the Union Township for many years and has always been recognized as the primary First Aid and Rescue Squad of the Township of Union and a de facto agency of the Township government for the delivery of such emergency services; and

WHEREAS, the Township and the Pattenburg Rescue Squad Inc. wish to formally recognize the relationship of the rescue squad as an agency of Union Township's government, and good cause appearing;

NOW, BE IT ORDAINED by the Township Committee of the Township of Union, in the County of Hunterdon, State of New Jersey as follows:

- 1. Recognition.** The Pattenburg Rescue Squad Inc. ("Rescue Squad") is hereby recognized and designated as the First Aid and Rescue Squad of the Township of Union, which organization is and shall continue to be eligible to receive funding and other support as permitted by law from the Township of Union.
- 2. Duties and responsibilities.** The Pattenburg Rescue Squad Inc. shall provide first aid, rescue and emergency medical services to the residents of, and visitors to, the Township of Union, and such services to other individuals pursuant to mutual aid agreements and jurisdictional agreements as may

be in effect from time to time between the Rescue Squad and other emergency medical services and First Aid and Rescue Squads or their relevant associations, organizations, or the relevant agencies of the County of Hunterdon or State of New Jersey.

3. **Organization.** The Pattenburg Rescue Squad Inc. shall be organized and operated in accordance with its current Constitution and By-Laws as may be amended from time to time, and also in accordance with such ordinances and regulations as may be adopted by Union Township that are applicable to the conduct and operations of the Rescue Squad and other emergency organizations operating in the Township.
4. **Membership list.** The Rescue Squad shall, at least annually, provide the Municipal Clerk with an updated list of the names, addresses and positions of all members of the rescue squad and their years of service with the organization.
5. **Financial contributions; reports.** The Union Township Committee may make annual voluntary contributions to the Pattenburg Rescue Squad Inc. in accordance with NJS40:5-2 or other applicable law. Whenever such a financial contribution is made to the Rescue Squad, the Chief Financial Officer of Union Township shall receive an audit performed by a Certified Public Accountant or a Registered Municipal Accountant of the Rescue Squad's financial records for the current year which shall certify to the Union Township Committee that such records are being maintained in accordance with sound accounting principles.
6. **Insurance coverage.** The Union Township Committee may effect and maintain insurance with any insurance company authorized to do business in this state, which the Township Committee deems necessary or desirable for the protection, safety or welfare of Union Township and the Pattenburg Rescue Squad Inc. The Township Committee may, in its discretion, pay the entire costs of such insurance or such portion thereof as it may consider to be advisable.
 - (a.) Covering the motor vehicles, equipment and apparatus of the Rescue Squad against loss or damage however caused, and/or against all liability arising from the ownership, use or operation of their motor vehicles, equipment and apparatus.
 - (b.) Providing worker's compensation coverage for the volunteers of the Rescue Squad.
7. **Other emergency organizations; jurisdiction.** The Pattenburg Rescue Squad Inc., through its appropriate officers, is hereby authorized to enter into mutual aid and jurisdictional agreements with other emergency, first aid and rescue organizations or agencies for the provision of emergency services to any portions of Union Township not currently covered by the Rescue Squad, subject, however, to the approval of the Union Township Committee should it choose to exercise such right of approval.
8. **Severability.** If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.
9. **Repealer.** All ordinances or parts of ordinances inconsistent with or in conflict with the Ordinance are hereby repealed to the extent of such inconsistency.
10. **Effective Date.** This Ordinance shall take effect after final passage, adoption and publication according to law.

ATTEST:

Ella Malecki Ruta, Clerk_____
William F. Bischoff, Mayor

Motion to introduce Ordinance #2011-14 at first reading.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino		X	X			
Mr. Mazza			X			
Mrs. Dziubek			X			
Ms. McBride	X		X			
Mr. Bischoff			X			

Motion carried

REPORTS RECEIVED

- a. Road Dept - Weeks Ending 7/29/11; 8/05/11; 8/12/11; 8/19/11; 8/26/11
 - Letter from Diane Corrigan thank you to the Road Dept. for clean up after storm Irene.
- b. Tax Collector – August 2011
- c. Zoning Officer – August 2011
- d. Animal Control Officer – Clerk will ask for a current report.
- e. Engineer's Report - no report submitted.

OUT OF AGENDA ORDER**VISITOR**

Bill Meyers of Perryville Road. Driveway washed away from latest storm. This is a purportedly ongoing problem and allegedly getting worse because of the grading in the surrounding area. Mr. Meyers will complete the paperwork for FEMA and Mr. Hirt will assist in getting it to FEMA. The Committee suggested that Mr. Meyers come to the next Committee Meeting when the Engineer will be present.

BACK TO AGENDA ORDER**CORRESPONDENCE/WRITTEN COMMUNICATIONS**

Ms. McBride mentioned the following correspondence:

- Mayor's Advisory Re: S-2950/A-4128, Allow for Modifications to Land Use Approvals Because of Changed Economics. This could be a huge problem for the Township because it bypasses local zoning ordinances. She will provide copies of sample Resolution to the Committee and Attorney to be reviewed at the next meeting.
- William Harclerode, Re: Asking Support to Help Reduce Noise from Diesel Truck Mufflers. Trying to get other Municipalities on board. In 2008 Union Township passed a noise reduction resolution.

Mr. Severino mentioned the following correspondence:

- Transco. Would like to officially be copied on all answers to questions in response to Township of Clinton's Resolution #097-11 Opposing the Williams Transco Pipeline.
- FEMA - is there any relief potentially for the township beyond specific individuals. We have reached criteria for help through the County for aid in the Road Dept.'s storm clean up.

Mr. Mazza mentioned the following correspondence:

- Talked about storm and thanked everyone for their efforts.

Mrs. Dziubek mentioned the following correspondence:

- Transcontinental Gas Pipe Line Company, LLC – Highlands Applicability Determination & Exemption Request. This request is in conjunction with NJDEP's Notice of Administrative Completeness – Transco Statewide General Maintenance Permit.

Mr. Bischoff mentioned the following correspondence:

- S-2795 & A-3835, Inspection of Multiple Dwellings, Sample Resolution. The League is concerned with the unintended impacts on public safety and local ordinances and opposes this legislation.

RESOLUTION #2011-110

RESOLUTION OPPOSING S-2795 AND A-3835, CONCERNING ENFORCEMENT RESPONSIBILITY OF STATE HOUSING CODE UNDER THE "HOTEL AND MULTIPLE DWELLING LAW"

WHEREAS, on June 29th S-2795 passed the State Senate by a vote of 23-13-4, and now rests with its Assembly companion, A-3835, with the Assembly Housing and Local Government Committee; and

WHEREAS, S-2795 and A-3835 would prohibit municipalities from adopting ordinances requiring periodic inspections of multiple dwellings other than those conducted by the State under the "Hotel and Multiple Dwelling Law"; and

WHEREAS, S-2795 and A-3835 would prohibit municipalities from charging separate fees for the registration of multiple dwellings; and

WHEREAS, according to a fiscal estimate prepared by the non-partisan Office of Legislative Services S-2795 and A-3835 will decrease municipal revenues and potentially decrease municipal expenditures; and

WHEREAS, S-2795 and A-3835 would eliminate local control over the inspection of multiple dwellings which is not in the public's best interests; and

WHEREAS, landlord registration of any rental unit, regardless of whether a portion is owner-occupied could continue but a municipality would be prohibited from charging a registration fee thereby raising cost without any revenue off-set; and

WHEREAS, municipalities could continue to issue "Continuing Certificates of Occupancy" upon an inspection following termination of occupancy in a rental unit, but would be preempted by the bill from having or adopting ordinances under which periodic inspections of multiple dwellings would be made; and

WHEREAS, such landlord registrations and “Continuing Certificates of Occupancy” are conducted for the public safety and welfare of the citizens of our municipality;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union that enactment of S-2795 and A-3835 will decrease municipal revenues and place yet another financial burden on already strained New Jersey Municipalities, and will take away local control over the inspection of multiple dwellings, which is not in the best interest of our residents.

BE IT FURTHER RESOLVED, the Governing Body of the Township of Union strongly opposes S-2795 and A-3835;

BE IT FURTHER RESOLVED, that a copy of this resolution be transmitted to the Governor of the State of New Jersey, Senator Michael F. Doherty, Assemblyman John DiMaio, Assemblyman Erik C. Peterson Assemblyman Kevin Ryan, Assemblywoman Mila Jasey, Assemblyman Joseph Cryan, Assemblyman Jerry Green and the members of the Assembly Housing and Local Government Committee, Assembly Speaker Sheila Oliver, Senator Steven Oroho, Senator Jeff Van Drew and the New Jersey State League of Municipalities.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza		X	X			
Mrs. Dziubek	X		X			
Ms. McBride			X			
Mr. Bischoff			X			

Motion carried

- 2009 Recycling Grants Awarded. Mr. Severino will provide the specifics to the Committee.
- NJDEP – Jutland Dam. Letter to Lakeside Estate Owners in regards to their dam and requesting that they take the necessary actions to correct the deficiencies in the inspection report.
- HC Board of Chosen Freeholders, Resolution Supporting Amendment to Open Public Records (OPRA).

RESOLUTION #2011-111
Union Township, Hunterdon County
Support Amendment – Open Public Records ACT (OPRA) (N.J.S.A. 47:1A-1 et seq.)

WHEREAS, the Open Public Records Act (OPRA) (N.J.S.A. 47:1A-1 et seq.) was adopted to assure the public’s access to sufficient information to enable it to understand and evaluate the actions of public bodies by making accessible for inspection or copying all government records; and

WHEREAS, since the adoption of OPRA, there has been an escalating series of requests by private sector firms from all over the nation for voluminous public records, already freely accessible to the general public through government websites, with the intent of selling said information to the general public for a profit; and

WHEREAS, said information is already freely available to the public on government websites; and

WHEREAS, this information freely obtained for resale to the public involves an extra cost to the general public, once upon its creation by government employees, second upon extraction, copying and frequently, conversion to specific formats by government employees, and thirdly by sale to the same public who have already paid twice for this information; and

WHEREAS, this constitutes additional substantial costs to the taxpaying public solely to benefit a private entity; and

WHEREAS, in the new renaissance of fiscal responsibility, unnecessary expenses by government should strictly be curtailed.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Union, County of Hunterdon that the current Open Public Records Act be amended to preserve its original intent and reduce expenses to the public by providing that in situation where the requested documents are already available to the public on a downloadable government website, regardless of format, a referral of the requestor to the said website shall fully comply with the OPRA obligation of the governmental unit, with no need to convert the data contained therein to any other format; and

BE IT FURTHER RESOLVED, that the Township Committee of the Township of Union requests as follows:

1. That Hunterdon County's Legislators draft and introduce such legislation; and
2. That the President of the State Senate and the Speaker of the State Assembly urge adoption of such legislation; and
3. That the Governor Chris Christie sign and execute such legislation upon its adoption; and
4. That all Counties in the State and all municipalities of Hunterdon County adopt and distribute similar resolutions.

BE IT FURTHER RESOLVED, that copies of this Resolution be sent to New Jersey Governor, Chris Christie, State House, P.O. Box 001, Trenton, New Jersey 08625; Stephen M. Sweeney, President, New Jersey Senate, 935 Kings Highway, Suite 400, West Deptford, New Jersey 08086; Sheila Y. Oliver, Speaker of the New Jersey Assembly, 15-33 Halsted Street, Suite 202, East Orange, New Jersey 07018; Steven V. Oroho, State Senator, 115 Demarest Road, Suite 2B, Sparta, New Jersey 07871; Alison McHose, State Assemblywoman, 115 Demarest Road, Suite 2B, Sparta, New Jersey 07871; Gary R. Chiusano, State Assemblyman, 115 Demarest Road, Suite 2B, Sparta, New Jersey 07871; Michael J. Doherty, State Senator, 127 Belvidere Avenue, 2nd Floor, Washington, New Jersey 07882; John DiMaio, State Assemblyman, 1001 County Route 517, Suite 3, Hackettstown, New Jersey 07840; Erik C. Peterson, State Assemblyman, 23 Royal Road, Suite 201, Flemington, New Jersey 08822; all New Jersey Boards of Chosen Freeholders and all municipalities in the County of Hunterdon.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino	X		X			
Mr. Mazza		X	X			
Mrs. Dziubek			X			
Ms. McBride			X			
Mr. Bischoff			X			

Motion carried

- Transco-Williams Gas Pipeline, Proposed Northeast Supply Link Project. Forward copy to UTEC.
- Annette Melovitz, Resident, Re: Concerns regarding Wounded Wildlife on the Roads.
- Item for Executive Session, legal issues.

PUBLIC COMMENTS - None

PUBLIC HEARING

ORDINANCE #2011-12
AN ORDINANCE OF THE TOWNSHIP OF UNION, HUNTERDON COUNTY
CREATING THE POSITION OF
PARKING ENFORCEMENT OFFICER
AND PRESCRIBING THE DUTIES THEREOF

To open Public Hearing

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino		X	X			
Mr. Mazza			X			
Mrs. Dziubek	X		X			
Ms. McBride			X			
Mr. Bischoff			X			

Motion carried by unanimous favorable vote

To close Public Hearing

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino	X		X			
Mr. Mazza		X	X			
Mrs. Dziubek			X			
Ms. McBride			X			
Mr. Bischoff			X			

Motion carried by unanimous favorable vote

To adopt

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino		X	X			
Mr. Mazza	X		X			
Mrs. Dziubek				X		
Ms. McBride			X			
Mr. Bischoff			X			

Motion carried

ORDINANCE #2011-13
AN ORDINANCE OF THE TOWNSHIP OF UNION,
HUNTERDON COUNTY, NEW JERSEY
CREATING THE POSITION OF
CREATING A DEPARTMENT OF ROADS AND FACILITIES
AND PRESCRIBING THE FUNCTIONS AND DUTIES THEREOF

To open

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza		X	X			
Mrs. Dziubek	X		X			
Ms. McBride			X			
Mr. Bischoff			X			

MINUTES OF REGULAR MEETING September 7, 2011

Motion carried by unanimous favorable vote

To close

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza		X	X			
Mrs. Dziubek	X		X			
Ms. McBride			X			
Mr. Bischoff			X			

Motion carried by unanimous favorable vote

To adopt

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza	X		X			
Mrs. Dziubek		X	X			
Ms. McBride			X			
Mr. Bischoff			X			

Motion carried

OLD BUSINESS

- a. **Discussion** – ACH/Credit Card Payment. Tabled.
- b. **Motion to Approve** – Reimbursement Agreement between Transcontinental Gas Pipeline Company, LLC and the Township of Union for cost incurred with “Transco’s North Supply Link” Project. Take off agenda until further notice.

NEW ORDINANCE – 1st Reading**NEW BUSINESS**

- a. The following proclamation was introduced for adoption:

TOWNSHIP OF UNION
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
Proclamation

WHEREAS, September 11 of this year marks the 10th Anniversary of the terrorist attacks on the World Trade Center and the Pentagon, and the prevention of another attack upon Washington, D.C. by the heroic passengers of United Flight 93; and

WHEREAS, a total of 2,819 persons were killed in the destruction of the World Trade Center, including 343 New York firefighters and paramedics, 266 passengers who were on the airliners hijacked by the terrorists, as well as 125 persons who lost their lives in the Pentagon; and

WHEREAS, the above heinous acts of war and terrorism perpetrated by the organization known as Al-Qaeda were the worst to have been visited upon America since Pearl Harbor on December, 7, 1941; and

WHEREAS, Americans were filled with a terrible resolve by the above terrorist acts, as evidenced by the recent killing of the leader of Al-Qaeda by U.S. Navy Seals, and the systematic destruction of Al-Qaeda's leadership by military and covert means; and

WHEREAS, Americans are a resilient, resourceful, strong and determined people who believe that the rule of law and justice will ultimately prevail over those who believe in terrorism and fanaticism; and

WHEREAS, on September 11, we should all take time to remember those who perished on that terrible day, as well as those who made the ultimate sacrifice attempting to rescue them. We should also remember all of our brave emergency responders and men and women of the military who continue to fight and risk their lives in this war on terror.

NOW, THEREFORE, I, WILLIAM F. BISCHOFF, Mayor of the Township of Union, in the County of Hunterdon, State of New Jersey do hereby proclaim:

We ask the blessings of Almighty God on those who perished on that fateful day and also upon their bereaved families. We ask all of the churches of our community to pray for those lost, bereaved or in harm's way. We also ask them to toll their bells for one minute starting at 1:00 p.m. on September 11, 2011.

We ask all fire companies and EMT units who provide volunteer services to Union Township to sound their sirens, bells and claxons at that time so that all across our community our citizens will hear the sound of remembrance and pause for a minute in somber reflection of that day ten years ago.

We ask all citizens who have an American flag to proudly fly it in remembrance of those lost, to never forget the events of September 11, 2001 and those we lost, and to continue to be eternally vigilant.

And, may God continue to Bless the United States of America.

GIVEN, under my hand and seal of the Township of Union, this 7th day of September in the year of two thousand eleven, the 236th year of the Independence of the United States.

William F. Bischoff, Mayor

b. The following resolution was introduced for adoption:

RESOLUTION #2011-112

**Authorizing License Agreement for Use of a Portion of the Lower Level of the Union Township Municipal Building by the Union Township Historical Society, and
Authorizing Termination of Lease Agreement Dated June 1, 1998 Covering Old Union Township Municipal Building**

MINUTES OF REGULAR MEETING September 7, 2011

WHEREAS, the Union Township (“Township”) and the Union Township Historical Society (“Historical Society”) entered into a lease agreement dated June 1, 1998, covering certain land and a building thereupon in the Township of Union, County of Hunterdon, State of New Jersey, as further described therein, consisting of a historic building known as the old Union Township Municipal Building, 231 Main Street, Jutland, Hunterdon County, New Jersey; being part of Lot 19, Block 21 on the Union Township Tax Map; and

WHEREAS, the Township and the Historical Society have mutually decided for various reasons, to terminate the said lease agreement covering the above described premises, and to enter into an alternative arrangement of licensing presently available and unused space in the present Union Township Municipal Building for the purpose of preserving, maintaining and displaying artifacts and displays of the Historical Society, and making same available for public visitations; and

WHEREAS, the purposes of the Historical Society are in accord with the general development guidelines set forth in the Master Plan prepared, approved and adopted for the Township of Union, and the Historical Society is a qualified non-profit organization as defined in Section 501(c)(3) of the Internal Revenue Code; and

WHEREAS, the best interest of the Township will be served by entering into a licensing agreement allowing the Historical Society to utilize certain rooms and premises of the Union Township Municipal Building hereinafter described for the aforesaid purposes, thereby making these premises available for meetings of the Historical Society, educational purposes, and cultural enjoyment by the public.

NOW THEREFORE BE IT RESOLVED by the Township Committee of Union Township, in the County of Hunterdon, State of New Jersey as follows:

- 1) The License Agreement between the Township and the Historical Society attached hereto, and covering certain areas of the lower level of the Union Township Municipal Building, formerly known as the Union Township Municipal Courtroom, and appurtenant areas, for the use of the Historical Society for its aforesaid educational and other purposes, and the use and enjoyment of the public is hereby approved, and the Mayor and Clerk are hereby authorized to sign such License Agreement upon approval and execution of same by the authorized officials of the Historical Society.
- 2) The termination of the above-described lease between the Township and the Historical Society dated June 1, 1998, covering the old Union Township Municipal Building, is hereby approved, and the Deputy Mayor and Clerk are hereby authorized to sign the license agreement terminating such lease agreement, upon approval and execution of same by the authorized officials of the Historical Society.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza			X			
Mrs. Dziubek	X		X			
Ms. McBride		X	X			
Mr. Bischoff					X	

Motion carried

c. The following resolution was introduced for adoption:

RESOLUTION #2011- 113
TOWNSHIP OF UNION, HUNTERDON COUNTY
RESOLUTION TO CANCEL A PORTION OF 2010 TAXES ON B11, L8.25

WHEREAS, Block 11, Lot 8.25 was assessed for land and buildings for twelve months of 2010; and

WHEREAS, the Tax Assessor certifies that the improvement value should have only been assessed for ten months; and

WHEREAS, the Tax Collector certifies that tax amount attributable to two months of improvement value for 2010 is \$2,083.96; and

WHEREAS, since the taxes for 2010 have been paid in full, the taxpayer is entitled to a refund in the amount of \$2,083.96.

NOW, THEREFORE, BE IT RESOLVED, on this 7th day of September 2011, by the Township Committee of the Township of Union, Hunterdon County, State of New Jersey, as follows:

1. The Tax Collector shall cancel \$2,083.96 in taxes for 2010.
2. The CFO shall prepare a refund payable to:
 Joseph J & Janette B. Csatari
 99 Albert Drive
 Clinton, NJ 08809
3. This Resolution shall take effect immediately upon adoption.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino	X		X			
Mr. Mazza		X	X			
Mrs. Dziubek			X			
Ms. McBride			X			
Mr. Bischoff			X			

Motion carried

- d. The following resolution was introduced for adoption:

RESOLUTION #2011-114
TOWNSHIP OF UNION
LENGTH OF SERVICE AWARD LIST

WHEREAS, the Township of Union (“Sponsoring Agency”) deems it appropriate and necessary to act to ensure retention of existing volunteers to provide incentives for recruiting new volunteer firefighters;

WHEREAS, the Sponsoring Agency has determined that the creation of a Length of Service Award Program will enhance the ability of the municipality to retain and recruit volunteer firefighters;

WHEREAS, certain tax benefits could accrue to eligible volunteer firefighters;

MINUTES OF REGULAR MEETING September 7, 2011

WHEREAS, Chief Dan Van Fossen has supplied the list of 2010 eligible members and they are, Miachel Giannone, Michael Sadusky, Eric Teschner, Daniel Van Fossen, Donald Van Fossen, Robert Wisnosky, James Race, Sr., James Race, Jr., Dona Van Fossen, Jr., and Kathleen Van Fossen, Will Hardenburg, Dylan Desaulniers, Connor Gallagher, and James Wyant.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Union approves the list of eligible firefighters for LOSAP contribution and hereby authorizes the Chief Financial Officer to make said contributions.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino	X		X			
Mr. Mazza			X			
Mrs. Dziubek			X			
Ms. McBride		X	X			
Mr. Bischoff			X			

Motion carried

e. The following resolution was introduced for adoption:

RESOLUTION 2011-115
RE: John J. Vena
ESCROW REFUND
50 Cooks Cross Road, Pittstown, NJ 08867

WHEREAS, John J. Vena posted an escrow account for a Road Opening Permit, and

WHEREAS, John Vena in a letter dated 7/14/11 requested a refund of the unused portion of these fees, and

WHEREAS, all invoices submitted for this application have been paid,

NOW, THEREFORE, BE IT RESOLVED, that the following balance of escrow account # 711949 in the amount of \$249.75 be released to John J. Vena.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza			X			
Mrs. Dziubek		X	X			
Ms. McBride	X		X			
Mr. Bischoff			X			

Motion carried.

f. **Motion to Approve:** 2011-2012 Recording Equipment Maintenance Contract Renewal – Gramco Business Administration.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza			X			
Mrs. Dziubek		X	X			
Ms. McBride	X		X			

MINUTES OF REGULAR MEETING September 7, 2011

Mr. Bischoff			X			
--------------	--	--	---	--	--	--

Motion carried

- g. **Motion to Approve:** Purchase of two additional security panic buttons for employees.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza	X		X			
Mrs. Dziubek		X	X			
Ms. McBride			X			
Mr. Bischoff			X			

Motion carried

REPORTS

Attorney's Report

- All items covered.

Mayor's Report

- Quote “It is time for freedom to go on the offensive. It will be a great work, and it cannot be carried out by timid minds or faint hearts. We must embark on these honorable causes with a sure hope and trust in ourselves. We must tirelessly assert the truth of the free society, and we must match its opportunities with our courage. *If not us, who? If not now, when?*” Margaret Thatcher.
- Invitation to Mayor's Luncheon.
- Availability of \$750,000 of land preservation money and \$450,000 of funds for open space acquisition and farmland preservation.
- Official Seal. The Mayor would like an artistic Union Township seal. The Attorney will work on it.
- There were no resolutions that the Committee would like to submit to the League this year.
- The Court fines are down 21% for the year and down 66% in backlog. Should balance our court budget, but there will be no surplus.
- Letter Betty Kenny re: yoga class. Would like to accommodate them but for the difficulties of moving chairs and tables. The Clerk will call Ms. Kenny.
- Graffiti on railroad bridge, working on the issue.
- Executive session

Committee Report

Ms. McBride reported the following:

MINUTES OF REGULAR MEETING September 7, 2011

- One matter for Executive Session, potential litigation.
- Working with the Attorney and Engineer on the specs for demolition and salvage on the Hoffman property. Close to being ready to go the end of this week. Committee will review specs before sending to the County Freeholders.
- A signed copy of the letter for Cub Scouts to use part of the Old Municipal Building for storage has not been sent back.
- Hunterdon Drug Awareness Program – discussed at the next meeting.
- LaTournas letter and pictures of water drainage problem on Perryville Road received. Request Engineer to do an assessment of the problem.

Mrs. Dziubek reported the following:

- Executive session, personnel

Mr. Mazza reported the following:

- Background check meeting with the recreational committee on September 20th between 5:00 p.m.-7:00 p.m. for all volunteers and coaches. Take about 5 minutes per person.

Mr. Severino reported the following:

- Need additional containers (blue for residents). There is about \$5,000 left in Clean Communities grant money. Need more bins for newspapers.
- He would like residents to be able to bring recyclables during daylight hours. Place on website.
- Would like to collect appliances with Freon at the old Municipal Building on the 1st and 3rd Saturdays. Freon recovery fee is \$15.00 and purchased at Clerk's Office.
- Call from Township resident re: feral cat. The Township is overloaded with feral cats. The resident was provided with phone numbers for organizations that might be able to help. In following up, the resident contacted a humane organization that was able to take care of the problem.

Clerk's Report

Application to Amend: Raffle License #2011-20 The Arc of Hunterdon Foundation; on premise 50/50 cash; August 27, 3011 – date change to 9/23/11.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza		X	X			
Mrs. Dziubek	X		X			
Ms. McBride			X			
Mr. Bischoff			X			

Motion carried

PUBLIC COMMENTS

Bruce Hirt

- Historical Society Museum has a musty smell.
- Tom Apostolic of Perryville Road complained about flooding on Perryville Road.

PAYMENTS OF BILLS

The approved list of bills and all claims against the Township of Union as appearing in the Claims Register of this date be paid and that all checks listed hereinafter be issued in payment thereof.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino	X		X			
Mr. Mazza		X	X			
Mrs. Dziubek			X			
Ms. McBride			X			
Mr. Bischoff			X			

Motion carried

EXECUTIVE SESSION – Personnel and Potential Litigation

The following resolution was introduced for adoption:

RESOLUTION #2011-116
Providing for a Meeting Not Open to the Public in Accordance with the
Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12

WHEREAS, the Township Committee of the Township of Union is subject to certain requirements of the *Open Public Meetings Act*, N.J.S.A. 10:4-6, et. seq.; and

WHEREAS, the *Open Public Meetings Act*, N.J.S.A. 10-4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Township Committee of the Township of Union to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

1. _____ *Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege*: Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is require in order for the attorney to exercise his ethical duties as a lawyer.
2. _____ *Matters Relating to the Employment Relationship*: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the

MINUTES OF REGULAR MEETING September 7, 2011

performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, assembled in Executive session on September 7, 2011, at 8:49 p.m. in the Union Township Municipal Building, 140 Perryville Road, Hampton, New Jersey, for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Township Committee that the public interest will no longer be served by such confidentiality.

Motion to go in to Executive Session

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza	X		X			
Mrs. Dziubek		X	X			
Ms. McBride			X			
Mr. Bischoff			X			

Motion carried

9:20 p.m. Motion to come out of Executive Session

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino		X	X			
Mr. Mazza			X			
Mrs. Dziubek			X			
Ms. McBride	X		X			
Mr. Bischoff			X			

Motion carried

Mr. Bischoff mentioned Notice of Onsite Environmental Review, United States of America, Federal Energy Regulatory Commission, Transcontinental Gas Pipe Line Corporation on September 21, 2011. Meeting for all residents. Ms. McBride has several technical questions not sure if this is the forum. She will notify UTEC.

ADJOURNMENT - There being no further business to come before the Township Committee at this time, Mrs. Dziubek made a motion to adjourn. Mr. Severino seconded the motion. Motion carried by unanimous favorable roll call vote.

Meeting adjourned at approximately 9:22p.m.

Respectfully submitted,

Ella M. Ruta, RMC
Township Clerk

William F. Bischoff, Mayor

Prepared by: Pat Essig, Administrative Assistant